

**No. 11(112)-80-8Lab./13433.**—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s. New India Dyeing and Finishing Mills 14/5 Mathura Road, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT  
HARYANA, FARIDABAD  
Reference No. 73 of 1980.

between

SHRI RAM UJAGAR, WORKMAN AND THE MANAGEMENT OF M/S. NEW INDIA DYEING AND  
FINISHING MILLS, 14/5, MATHURA ROAD, FARIDABAD.

*Present:*—Shri R.N. Roy, for the workman.

Shri D.C. Bhardwaj with Shri K.B.L. Malik, for the respondent-management.

#### AWARD

This reference No. 73 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—*vide*, his order No. ID/FD/169-79/8749, dated 19th February, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947, existing between Shri Ram Ujagar and the management of M/s. New India Dyeing and Finishing Mills, Faridabad. The term of the reference was:—

“Whether the termination of services of Shri Ram Ujagar was justified and in order? If not, to what relief is he entitled?”

On receipt of the order of reference, notices were sent to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 18th July, 1980. On 21st November, 1980 the last date hearing the case was fixed for the evidence of the management, when Shri R.N. Roy authorised representative of the workman made a statement in this Court that the management has agreed to reinstate Shri Ram Ujagar, workman with continuity of service and was ready to pay him two months pay as exgratia for the period he remained un-employed. He could resume duty within seven days from 21st November, 1980. This statement was duly agreed to by the representative of the management.

In view of the statement of both the parties, I hold that there is no dispute left between the parties for adjudication. I give my award in terms of the statements of the parties and answer this reference in these terms while returning the same. No order as to costs.

Dated 30th November, 1980.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endst. No. 2256, dated 2nd December, 1980.

Forwarded (Four Copies) to the Secretary to Government Haryana, Labour and Employment Department, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947 with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

**No. 11(112)-80-8Lab./13949.**—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s. Appolon Fabrics Private Limited, C/o Rajindra Textile, 14/5, Mathura Road, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT,  
HARYANA, FARIDABAD.

Reference No. 457 of 1980.

between

SHRI UDGAR JHA, WORKMAN AND THE MANAGEMENT OF M/S. APPOLON FABRICS, PRIVATE  
LIMITED, C/O RAJINDRA TEXTILES LTD, 14/5, MATHURA ROAD, FARIDABAD.

*Present:*—

Shri Darshan Singh, for the workman.

Shri D.C. Bhardwaj, for the respondent-management.

## AWARD

This reference No. 457 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana—*vide* his order No. ID/FD/146—80/50214, dated 19th September, 1980 under section 10(I)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Udagar Jha, workman and the management of M/s. Appolon Fabrics Private Ltd., C/o Rajindra Textile, 14/5, Mathura Road, Faridabad. The term of the reference was:—

Whether the termination of services of Shri Udagar Jha was justified and in order? If not to what relief is he entitled?

After receiving this reference notices were issued to both the parties for 27th October, 1980. On that day Shri Udgar Jha workman was present, but none was present on behalf of the management. Service of the notice had been effected on the management. I waited upto 2.20 p.m. and then proceeded *ex parte* against the management. The case was fixed for *ex parte* evidence of the workman on 3rd November, 1980 the *ex parte* evidence of the workman was not present and the case was adjourned to 21st November, 1980 for *ex parte* evidence of the workman. On 21st November, 1980 when the case was fixed for *ex parte* evidence of the workman, Shri D.C. Bhardwaj appeared on behalf of the management and filed an application for setting aside the *ex parte* order. On 9th December, 1980 *ex parte* order was set aside. On very same day Shri D.C. Bhardwaj, representative of the management made a statement that the management had agreed to take him on service with continuity of service, but the wages for intervening period will not be paid to him. He further stated that the workman will report for duty to the respondent management within a week otherwise he will lose his lien from service. This statement of the management was also agreed to by the workman and prayed that award be given accordingly.

In view of the statement of the parties I hold that the demand raised by the workman against the management has been duly satisfied. There is now no dispute remains to be adjudicated between the parties.

This be read in answer to this reference.

ISHWAR PRASAD CHAUDHRY,

Dated 9th December, 1980.

Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endstt. No. 2368, dated 19th December, 1980.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Department, Chandigarh as required under section 15 of the I.D. Act.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,  
Labour Court, Haryana, Faridabad.

No. 11(112)-80-8Lab./13950.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s. Flovel India, Pvt. Ltd., Mathura Road, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHARY, PRESIDING OFFICER,  
LABOUR COURT, HARYANA, FARIDABAD.

Reference No. 237 of 1980.

*between*

SHRI BHIYA LAL, WORKMAN AND THE MANAGEMENT OF M/S. FLOVEL INDIA PRIVATE LTD.,  
MATHURA ROAD, FARIDABAD.

Present :—

Workman with Shri Adarsh Kishre.  
Shri H. R. Dua, for the respondent-management.

## AWARD

This reference No. 237 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana—*vide* his Order No. ID/FD/68-80/25411, dated 16th May, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication the dispute existing between the workman Shri Bhiya Lal and the management of M/s. Flovel India Private Ltd., Mathura Road, Faridabad. After receiving the order of reference notices were issued to both



the parties, but none appeared from the side of management and I proceeded *ex parte* against the management and *ex parte* award was sent to Government,—vide this Court Estt. No. 1075, dated 1st July, 1980. After publication of the award the management come to know that *ex parte* award was sent in favour of the workman and they approached this court to set aside the same within thirty days and the *ex parte* award was set aside by my order, dated 9th September, 1980, but on 20th November, 1980 the workman made a statement before this Court that he had not served the demand on the correct respondent-management and the reference was made by the Government, so he withdrew this reference. He also reserved his right to raise the demand afresh.

In view of the statement made by the workman, I hold that exists no disputes between the parties as the workman raised his demand against a wrong management respondent.

This be read in answer to this reference.

Dated 19th December, 1980.

ISHWAR PRASAD CHAUDHRY,

Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endst. No. 2369, dated 19th December, 1980.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Department, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

IAHWAR PRASAD CHAUDHARY,

Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

No. 11(112)-80-8Lab/13951.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s. Sunita Suiting & Fabrics Pvt. Ltd., Plot No. 110, Sector 25, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHARY, PRESIDING OFFICER,  
LABOUR COURT, HARYANA, FARIDABAD.

Reference No. 511 of 1980

between

SHRI NASIR AHMAD, WORKMAN AND THE MANAGEMENT OF M/S. SUNITA SUITING AND  
FABRICS PVT. LIMITED, PLOT NO. 110, SECTOR 25, BALLABGARH.

Present :—

None, for workman.

Shri B. R. Grover, for the respondent management.

AWARD

[This reference No. 511 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—vide his Order No. ID/FD/114/80/34/948, dated 27th October, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Nasir Ahmad, workman and the management of M/s. Sunita Suiting & Fabrics Pvt. Ltd., Plot No. 110 Sector 25, Ballabgarh. The term of the reference was:—

Whether the termination of the service of Shri Nasir Ahmad was justified and in order? If not, to what relief is he entitled?

After receiving this reference notices were issued both the parties for 4th December, 1980. On that day Shri B.R. Grover was present on behalf of the respondent-management, but none appeared on behalf of the workman. The notice was served on the workman. I waited upto 1.30 p.m. and proceed *ex parte* against the workman. Then the case was fixed for *ex parte* evidence of the management on 9th December, 1980.

On 9th December, 1980 *ex parte* evidence of the management was recorded. Shri B.R. Grover, representative of the management stated that the management had settled the dispute with the workman, copy of which is Ex. M-1. According to the settlement the management had him on duty from 1st December, 1980. Now no dispute was pending between the workman and the management.

In view of the un rebutted *ex parte* evidence produced by the management. I am left with no choice except to believe the version of the management. Over and above this my finding gets support from the absention of the workman in the proceedings in this Court. I feel that the workman had settled the dispute with the respondent-management and joined his duty on 1st December, 1980. I give my award accordingly. No order as to costs. This may be read in answer to this reference.

Dated 9th December, 1980.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endstt. No. 2370, dated 19th December, 1980.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Department, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana, Faridabad.

No. 11(112)-80-8Lab/13953.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act. No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workmen and the management of M/s. High Chem Chemicals Plastic, Plot No. 79, Sector 24, Faridabad.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT,  
HARYANA, FARIDABAD

Reference No. 499 of 1980

*between*

Shri Ram Khilawan workman and the Management of M/s. High Chem Chemical Plastic, Plot No. 79 Sector-24, Faridabad.

Present :—Shri R.L. Sharma for the workman.  
Shri S.S. Sahi, Manager for the Management.  
AWARD

This reference No. 499 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—vide his order No. ID/FD/127-80/55134, dated 28th October, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947, existing between Shri Ram Khilawan workman and the management of M/s. High Chem Chemical Plastic, Plot No. 79, Sector-24, Faridabad. The term of the reference was :—

“Whether the termination of services of Shri Ram Khilawan was justified and in order ? If not, to what relief is he entitled ?

The parties put in their appearance in response to the usual notices. It is not necessary to go into the merits of the case, as an amicable settlement has been arrived at between the parties. The management filed a copy of settlement which is Ex. M-1. According to the settlement the workman has received a sum of Rs. 380/ (Rs. Three hundred and eighty only) in full and final settlement of all his dues, dispute and claims including the right of his reinstatement or re-employment. The representative for the workman made a statement confirming the settlement produced by the management. I give my award that there is no dispute left between the parties at present. No order as to costs.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

The 5th Decembe, 1980.

Endorsement No. 2373, the 19th December, 1980.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.